IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1596 of 2005

Dr.Indra Bahadur Singh & Anr. .. Petitioners

versus

The Principal R.J.College & ors. .. Respondents

...

Mr.N.M. Ganguli for the petitioner.

Mr.P.K. Rele with Piyush Rele for the respondent nos.1 and 2.

Mr.Susheel Mahadeshwar for the respondent no.3.

None for the respondent no.4.

CORAM : D.G. KARNIK,J.

DATED : 20th June 2005.

P.C.:

1. I am not inclined to interefere in exercise of a writ jurisdiction under Article 226 of the Constitution of India in this matter for three reasons.

i) the impugned orders are interlocutory.

ii) the learned Presiding Officer of the Bombay University and College Tribunal has given cogent reasons for declining to grant interim relief. He has held that order of termination has already been given effect to. Passing of any interim order at this stage would amount to undoing what has already been completed.

iii) the charges against the petitioner are serious and even a criminal complaint has been filed against him. Though it is not necessary at this stage to go into the merits of the said charges, suffice it to say of the charges are serious and it would not be just and proper to restore his appointment by revoking termination which has already been effected.

3. In the circumstances, Writ Petition is dismissed summarily.

D.G. KARNIK, J